

REMARKS

Reconsideration of the Brief on Appeal filed on February 14, 2005, is respectfully requested in view of the following remarks.

In the Notification on Non-Compliant Appeal Brief, it is indicated that "Appellants' Appeal Brief Issues in missing, see MPEP 37 CFR 1.192." It is respectfully pointed out that effective September 13, 2004, a final rule went into effect as noted in a presentation on the U.S. Patent and Trademark Office web site:

http://www.uspto.gov/web/offices/pac/dapp/opla/presentation/bpai_slidestext.htm.

In the presentation, under the heading:

Final Rules: Practice Before the BPAI
Appeal Brief - § 41.37

Item 6 is the following:

- 6. Grounds of rejection to be reviewed on appeal**
(replacing "issues for review" and "grouping of claims").

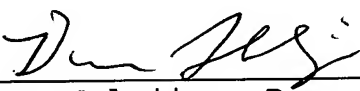
Example: Claims 1 to 10 stand rejected
under 35 U.S.C. 102(b) as being
anticipated by U.S. Patent No. X.

A section entitled as shown above is included on page 8 of Appellants' Appeal Brief. Accordingly, it is respectfully submitted that the Appeal Brief filed on February 14, 2005, is

fully compliant, and consideration thereof is respectfully requested.

Please charge any fee deficiencies and credit any overpayments to Deposit Account No. 14-1270.

Respectfully submitted,

By 
Dicran Halajian, Reg. 39,703
Attorney
(914) 333-9607
May 23, 2005

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